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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8794**
Hidekazu TANAKA : Docket No. 2000_0893A
Serial No. 09/601,241 : Group Art Unit 2644
Filed July 31, 2000 : Examiner P. Lee
SPEAKER APPARATUS

REQUEST FOR ENTRY OF AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

Sir:

The Applicant's undersigned representative was contacted by the Examiner on November 29, 2004 to inquire the status of the above-identified application. The Examiner acknowledged that an Information Disclosure Statement, Form PTO-1449, foreign patent office search report and two references were submitted by the Applicant on July 29, 2004. However, the Examiner asserted that a response to the Office Action dated October 3, 2003 was not timely filed in the U.S. Patent and Trademark Office (PTO).

The Applicant submits that a response to the October 2, 2003 Office Action was indeed timely filed on December 31, 2003. As *prima facie* evidence that a response to the October 2, 2003 Office Action was indeed timely filed, the Applicant submits herewith a PTO date-stamped postcard indicating that an Amendment, marked-up copy of a substitute specification and abstract and a clean version of the substitute specification and abstract were submitted by the Applicant and received by the PTO on December 31, 2003.

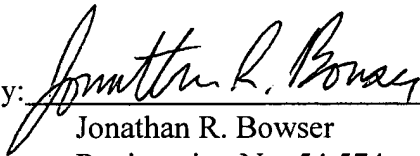
Accordingly, having provided *prima facie* evidence that a response to the October 2, 2003 Office Action was indeed timely filed, the Applicant respectfully requests entry of the December 31, 2003 Amendment, marked-up copy of the substitute specification and abstract and clean

version of the substitute specification and abstract. Further, the Applicant respectfully requests an examination on the merits of the application in view of the Amendment and substitute specification and abstract.

For the Examiner's convenience, a courtesy copy of each of the December 31, 2003 Amendment, marked-up copy of the substitute specification and abstract and clean version of the substitute specification and abstract are submitted herewith together with the December 31, 2003 PTO date-stamped postcard indicating that these documents were indeed received by the PTO on December 31, 2003.

Respectfully submitted,

Hidekazu TANAKA

By: 
Jonathan R. Bowser
Registration No. 54,574
Attorney for Applicant

JRB/ck
Washington, D.C. 20006-1021
Telephone (202) 721-8200
Facsimile (202) 721-8250
November 29, 2004



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 8749**
Hidekazu TANAKA : Docket No. 2000_0893A
Serial No. 09/601,241 : Group Art Unit 2644
Filed July 31, 2000 : Examiner P. Lee

SPEAKER APPARATUS

AMENDMENT

COPY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action dated October 3, 2003, please amend the above-identified application as follows.